

BILL NO. S-70-06-15

SPECIAL ORDINANCE NO. S-514-70

AN ORDINANCE ordering the improvement of St. Louis Avenue from the east property line of Bluffton Road to a point approximately 303.7 feet east thereof.

WHEREAS, on the 14th day of May, 1970, the Board of Public Works of the City of Fort Wayne adopted Street Improvement Resolution No. 5545-1970, providing for the improvement of St. Louis Avenue from the east property line of Bluffton Road to a point approximately 303.7 feet east thereof; and

WHEREAS, within 10 days after the day named for hearing upon said Resolution, a majority of the resident freeholders on said street remonstrated against said improvement; and

WHEREAS, on May 28, 1970, the Board of Public Works, upon consideration of such remonstrance, determined that in its opinion, a public need and necessity existed for said improvement, and by its communication dated May 29, 1970, heretofore made a record, communicated the foregoing to this body; and

WHEREAS, Section 107 of Chapter 219 of the Acts of 1905 of the State of Indiana, as amended, provides that in the event of such a remonstrance, the improvement shall not be made unless specifically ordered by an ordinance within 60 days thereafter, passed by two-thirds vote of the Council and approved by the Mayor:

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the improvement of the above-named street is hereby deemed to be of public need and necessity in said area.

SECTION 2. That notwithstanding any remonstrance filed against the same by the resident freeholders on said street, the improvement of St. Louis Avenue from the east property line of Bluffton Road to a point approximately 303.7 feet east thereof in the City of Fort Wayne, Indiana, be and the same is hereby specifically ordered, and this Ordinance shall be and constitute sufficient authority and direction to the Board of

Public Works of the City of Fort Wayne, Indiana in the premises to proceed in accordance with said Resolution.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Charles J. Fay

APPROVED AS TO FORM
AND LEGALITY, _____

David R. Henton
Associate CITY ATTORNEY

Read the first time in full and on motion by Fay seconded by
Dunifon and duly adopted, read the second time by title and referred
to the (Committee on) Public Works (and to the City Plan
~~Commission for recommendation~~) (and ~~Public Hearing to be held after due legal notice,~~
~~at the Council Chambers, City Hall, Fort Wayne, Indiana, on~~
the _____ day of _____, 196____, at _____ o'clock
P.M., E.S.T.

Date: 6-9-70

Thad H. Beauchamp
City Clerk

Read the third time in full and on motion by Nuckols
seconded by Geake and duly adopted, placed on its passage.

Passed (~~lost~~) by the following vote:

AYES	<u>9</u>	NAYS	<u>0</u>	ABSTAINED	_____	ABSENT	_____	to-wit:
Adams	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Dunifon	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Fay	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Geake	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Nuckols	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Robinson	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Rousseau	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Steigerwald	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Tipton	<u>✓</u>	_____	_____	_____	_____	_____	_____	

Date 6-23-70

Thad H. Beauchamp
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as
(Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. 5-514-7

on the 23rd day of June, 196 70.

ATTEST: (SEAL)

Thad H. Beauchamp
City Clerk

Robert E. Tipton
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 24th day
of June, 196 70 at the hour of 8:30 o'clock 17 A.M., E.S.T.

Thad H. Beauchamp
City Clerk

Approved and signed by me this 26th day of June, 196 70
at the hour of 11:01 o'clock A .M., E.S.T.

Harold S. Zeis
Mayor

Bill No. S-70-06-15

REPORT OF THE COMMITTEE ON PUBLIC WORKS

We, your Committee on Public Works to whom was referred an Ordinance
ordering the improvement of St. Louis Avenue from the east property line of
Bluffton Road to a point approximately 303.7 feet east thereof,

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance do PASS.

JOHN NUCKOLS, Chairman

CELIA ANN FAY, Vice-Chairman

THOMAS G. ADAMS

JACK K. DUNIFON

EDWIN J. ROUSSEAU

John Nuckols
Celia Ann Fay
Thomas G. Adams
Jack K. Dunifon
Edwin J. Rousseau

*Concurred in
6-23-70*